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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

10
11 MIGUEL ESPARZA, individually and on
behalf of all others similarly situated,

12 Plaintiff,

13 v.

14 LENOX CORPORATION, a Delaware
15 corporation d/b/a LENOX.COM; and
DOES 1 through 25, inclusive,

16 Defendants.

17 Case No. 3:22-cv-09004-WHA

18 **PLAINTIFF'S NOTICE OF
VOLUNTARY DISMISSAL
PURSUANT TO FEDERAL RULE OF
CIVIL PROCEDURE 41(a)(1)(A)(i)**

19 Assigned to the Hon. William Alsup
Court Room 12

20 Action Filed: December 20, 2022

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff Miguel Esparza dismisses without prejudice this action against Lenox Corporation. Defendant has not yet filed or served an answer to Plaintiff's Complaint, nor filed a motion for summary judgment.

DATED: May 10, 2023

PACIFIC TRIAL ATTORNEYS

By: /s/Scott J. Ferrell
Scott J. Ferrell, Esq.

*Attorneys for Plaintiff
and the putative Class*

CERTIFICATE OF SERVICE

I hereby certify that on May 10, 2023, I electronically filed the foregoing **PLAINTIFF'S NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 41(a)(1)(A)(i)** with the Clerk of the Court using the CM/ECF system which will send notification of such filing via electronic mail to all counsel of record.

/s/Scott J. Ferrell

Scott J. Ferrell